G. R. S. IX-5]

*Previous references.* 1880-81.

191 .

( Courts. )

File No. 6

Serial Nos. 1-2.

*Later references.*

# GENERAL AND REVENUE SECRETARIAT.

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*Serial Nos.* 1-2.

**Part B for**

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SUBJECT.

Limitation for appeals to the Courts subordinate to Judge's in the Ry. and.

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1 Judicial Dep

W D 88—GPB—50,000—24-7-16

M. C. C. Office
Bangalore 31st Dec 1880.

No 6615
G. 106.

To, The Secretary to the
Govt of India
Foreign depart.
Calcutta

Sir,

At the instance of the Judicial Commr. I am directed by the Chief Commissioner to report for the information of Government that in the rules fixing the jurisdiction of Civil Courts in Mysore published in Notification of the Foreign depart. No 236 I. J. dy 27 Augt. 1879, there is no provision for a period of limitation for appeals to subordinate judges, and I am to suggest the addition of a rule to the following effect. "The period of

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No 196.

limitation for the
presentation of appeals
to the Court of the
Subordinate Judge
shall be the same
as that prescribed by
the Indian Limitation
Act 1877 for the
presentation of appeals
to the Court of the
District Judge"

I have &c

Secretary

No
31.12.80.

To,

India

Foreign

Dated Bangalore 31st Dec 1880.

Rec'd ——— in ———

Rec: No.

Judicial No 6615

G. No 106.

Suggesting the addition
of a rule regarding the period
of limitation for appeals to
Subordinate Judges.

No 12 69

2. In reply, I am to forward the enclosed copy of a Notification, which will be published in the Gazette of India in place of the draft Notification submitted by you.

3. When your proposal was being considered, it was noticed that the Limitation Act had been extended to Mysore subject to certain modifications, one of which was, that the words Court of a Commissioner or Deputy Commissioner were to be substituted for the words Court of a District Judge, wherever

No 69 J.J.

From

The Under Secretary to the
Government of India,

To

The Chief Commissioner of Mysore,

Dated Fort William the 15th February 1881

Foreign Dept.
Judicial

Sir,

I am directed to acknowledge
receipt of your letter No. 661S./G.106 dated
the 31st December 1880, suggesting the addition
of a new Rule to the Rules published
in Notification No. 236 J.J. dated 27th August 1879.

wherever they occurred. Strictly speaking, therefore, there is at present no period of limitation for appeals to the Court of a District Judge in Mysore. The enclosed Notification will cover this defect as well as provide a period for appeals to the Court of a Subordinate Judge.

I have the honor to be,

Sir,

Your most obed. Servant

H. W. Durand

Under Secretary to the Government of India.

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Relia Foreign

D/ 15 February

Rec'd 21st

No 69.

Consigo observations relative to the addition Rule to be published in No 236 of 27 August regarding the Limitation Act

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No 7740 D/ 21-2-81

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(Copy)

No. 70 J.

Foreign department.

Judicial,

Fort William, the 15th Feby 1881.

Notification.

In modification of Notification No. 174 J dated the 26th October 1877, extending the Indian Limitation Act 1877 to Mysore, the Governor General in Council is pleased to declare that for the words "Court of a Commissioner or Deputy Commissioner" substituted by that Notification for the words "Court of a District Judge" where they occur in the said Act, the words "Court of a Subordinate Judge or District Judge" shall be read.

(Sd) A. C. Lyall

Secy. to the Govt. of India.

(True Copy)

H. Waterfield

Actg. Asst. Secy., Foreign Deptt.